FARAD CONTINUATION SHEET No.

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE

DISTRICT :

WRIT PETITION NO.6729 OF 2006

Office Notes, Office Memoranda of Coram, appearances, Court's orders or directions and Registrar's orders	Court's or Judge's orders

Mr.N.A.Kadam for the Petitioner.

Mr.A.A.Kumbhakoni, Addl. Government Pleader for Respondents.

Mr.A.M.Kulkarni for Respondent Nos.1 to 3.

Mr.A.P.Kulkarni for Respondent No.4.

CORAM : S.J.VAZIFDAR, J.
DATED : 16TH JANUARY, 2007

P.C:

The Petitioner has challenged the order passed by the learned Charity Commissioner under section 36 of the Bombay Public Trust Act, 1950. The Petitioner is not a beneficiary. The Petitioner claims to have purchased the interests of the erstwhile tenant, who acquired the same under section 32G of the Bombay Tenancy & Agricultural Lands Act, 1948. The

validity of this contention is denied by Respondent No.4, who is a transferee pursuant to the impugned order.

2. The Petitioner has no locus-standi. Further, the Petitioner has no grievance and the Petitioner's rights are not prejudiced in any manner. The sale is subject to the rights and contentions of the Petitioners, if any.

3. The sale of the property or the development rights in favour of Respondent No.4 is subject to all alleged rights of the Petitioner.

4. In the circumstances, the Writ Petition is dismissed.

All parties to act on an ordinary copy of this order duly authenticated by the Sheristedar/Personal Assistant.